

Ms. Patricia A. Meyers, "Pro Se"
Rural Route Box 103A
Frankford, DE, 19945 - 9804

December 18, 2006

This letter has a total of five (5) pages and four (4) exhibits

Certified Mail to the following below:

The Unprecedented, Incumbent / Viable;
Clerk; Ms. Marcia M. Waldron,
C/O; "Ms. Laura L. Greene of the Elite
"Staff – Attorney's, of Fact;
U.S. 03rd Judicial – Circuit of Appeal(s)
INDEPENDENCE MALL WEST
21400 United States "Court – House"
601 Market Street
Philadelphia, PA., 19106 – 1790

Certified Mail – 7005 3110 0000 1602 7726 --- Original and four (4) true copies enclosed

Re: Krebs vs. Meyers, et Al., C.A. No. 06 – 4873 (Dist. Of Del., Act. No. 06 – 455 – KAJ)

Please Take Legal "Notice"

To; The honorable Chief - Judge of the, 03rd United States Judicial Circuit

To; Chief Incumbent Judge of the United States District of Delaware, The Eminent Hon.
Sue L. Robinson.,

To; Mr. Bradford A. Baldus esq., / Senior Legal Advisor to the Clerk;

In re; Possible inadvertent Oversight? And or Prohibited / Proscribed wrongful

Intentional - Discrimination;

Dearest; All legally, directly, and indirectly commingled person(s);

Here - under 42 U.S.C.A. Section 1985(3).

Please Be Legally - Lawfully Manifestly Advised;

{01}. Rational basis test., is just exactly that; Rational basis test., And, as any of you will
easily find out, legally - Rational basis test., It, is what it is; As, in see; 28 U.S.C.A.

Section 1443.,

continue on page # 2

2006 DEC 20 PM 12:41
U.S. DISTRICT COURT
DISTRICT OF DELAWARE

U.S. Clerk; Ms. Marcia M. Waldron, C/O; "Ms. Laura L. Greene of the Elite and Mr. Steven S. Krebs
December 18, 2006
Page # 2

{02}. This, is in the Absolute minute / {mynoot}, Rudimentary least; The 3rd or 4th Notice of the Heretofore initial cognizable Self - Executing Proximate justa causa(s); Includinf, but {NOT}, limited to;

28 U.S.C.A. Section 1443.

Here - under; Mainly - Solely;

28 U.S.C.A. Section 1443

As is apparently - "Clandestine" ? Vel Non to the Adverse / opposing Party and suspect legal - counsel ? And apparently some "Court - Staff" ? of apparently both court(s)? {Sic}.,

I, Patricia A. Meyers Pro se sincerely apologize to the Court / Court(s),. However, as it is, what it is,. Please see the Legal Ultimate fact(s); That clearly vehemently prove,. That is Response / My Response as is; in this legal letter, as an Answer Per se to the very suspect; but on the Record; letter from the Federally owned and operated 03rd Judicial Circuit of Appeal(s) C/O Ms. Marcia M. Waldron, and directly from the apparent desk, of elite subordinate Ms. Laura L. Greene.,

Ultimate - Elemental fact(s) II.

Please Take Legal - official Notice; who ever has procrastinated this constitutional Appeal: If the shoe fit(s), I am sorry,. However, unlawful, unconstitutional "Prejudicial -

continue on page # 3

U.S. Clerk; Ms. Marcia M. Waldron, C/O; "Ms. Laura L. Greene of the Elite and Mr. Steven S. Krebs
December 18, 2006
Page # 3

ERROR, shall not, be commingled in this legal certainly - unquestionable, unequivocal,
very Appealable viable Appeal See; U.S. 03rd Judicial Circuit Civ. Act. No. 06 - 4673

In a Nut Shell;

I, Ms. Patricia A. Meyers Pro se am willing, to at least for now Overlook, the very
Apparent indelible on the Record;

{A}. Gross Negligence ?

{B}. Negligence per se ?

{C}. Passive Negligence ?

{D}. "Imputed Negligence, ?

{E}. "Concurrent Negligence. ?

{F}. "Negligence in Law; ?

{G}. "Joint Negligence, ?

{H}. "Omission, ? / "Dereliction, of "Dutie(s),

This, is to prove viability / validity of the fact, that this appeal Civ. Act
No. 06 - 4873 is not only valid, in it's self; as initially, legally, sent up to this; High
Non de facto Court of Law; But due to; The fact that Rational basis test,. And the fact of
the Federalized, legislative, explicit, on the Record Proximate - self - Executing -
Cognizable justa causa;

U.S. Clerk; Ms. Marcia M. Waldron, C/O; "Ms. Laura L. Greene of the Elite and Mr. Steven S. Krebs
December 18, 2006
Page # 4

28 U.S.C.A. Section 1443

As, was filed in the very Questionable suspect / possibly, de facto Court - below;
Please See; This explicit Federally Enacted 28 U.S.C.A. Section 1443. 5th or 6th Notice; ?

Conclusion;

Please Take Legal Notice;

As, has been sent {Gravamen} the apparent suspect unconstitutional reason to attempt to deny / delay my inalienable - inherent Liberty to, constitutional elemental - fundamental Appeal.,

Please; See Patricia A. Meyers' attached **Exhibits: A, B, C and D.**

In which unequivocally verifie(s), that 28 U.S.C.A Section 1443. Was known of {Via}, the de facto inferior Court - below, and in fact docketed {Via} the Court - below; So, am I being singled out Invidiously due to I am Pro se ?

I, feel so alone in this appeal as I am,. However the law, is the law, and Rational basis test,. Speak(s) for it's self,. I certainly due not intend to have to seek; The Assistance of the Honorable Zenith Circuit Justice Hon. David H. Souter, of the elite 09, of the U.S. Supreme Court, I do believe this is cleared up now? Amicable, "Conclusion, ??

continue on page # 5

U.S. Clerk; Ms. Marcia M. Waldron, C/O; "Ms. Laura L. Greene of the Elite and Mr. Steven S. Krebs
December 18, 2006
Page # 5

Also, for the Record, please note; **28 U.S.C.A Section 1443**. Was / is listed on the initial docket sheet; which again is **attached Exhibit B.**

Sincerely, Vehemently
All of your(s)

Patricia A. Meyers
Ms. Patricia A. Meyers

Cc: Hon. Anthony J. Scirica - cj 03rd Cir.,
Mr. Bradford A. Baldus esq., Sen. Leg. Adv. 03rd Cir.,
Toby D. Slawsky. 03rd Cir. Cir. Exec.,

Hon. Sue L. Robinson, cj U.S. Dist. Of Del.,

~~Peter T. Dalleg~~ Clerk U.S. Dist. Of Del.,

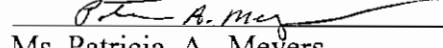
Certified Mail - 7005 3110 0000 1602 7634. -- **Two (2) true copies enclosed**

Mr. Steven S. Krebs - Certified Mail - 7005 3110 0000 1602 7689

CERTIFICATE OF SERVICE

I hereby certify that two true copies of this letter dated December 18, 2006, have been Certified Mailed on this 18 day of December 18, 2006, to the Plaintiff at the following address below:

Mr. Steven S. Krebs
P.O. Box 796
Selbyville, DE 19975
Certified Mail – 7005 3110 0000 1602 7689


Ms. Patricia A. Meyers

Ms. Patricia A. Meyers "pro se"
Rural Route Box 163A
Frankford, DE 19945-9804



RETURN RECEIPT
REQUESTED

7005 3110 0000 1602 7634

United States District Court
District of Delaware
LockBox 10
844 King Street
U.S. Courthouse
Wilmington, DE 19801

U.S. MAIL
RETURN RECEIPT REQUESTED

Exhibit A

Exhibit

A

SECTION 1447 -- Procedure after removal generally

- (a) In any case removed from a State court, the district court may issue all necessary orders and process to bring before it all proper parties whether served by process issued by the State court or otherwise.
- (b) It may require the removing party to file with its clerk copies of all records and proceedings in such State court or may cause the same to be brought before it by writ of certiorari issued to such State court.
- (c) A motion to remand the case on the basis of any defect in removal procedure must be made within 30 days after the filing of the notice of removal under section 1446(a). If at any time before final judgment is appears that the district court lacks subject matter jurisdiction, the case shall be remanded. An order remanding the case may require payment of just costs and any actual expenses, including attorney fees, incurred as a result of the removal. A certified copy of the order of remand shall be mailed by the clerk to the clerk of the State court. The State court may thereupon proceed with such case.
- (d) An order remanding a case to the State court from which it was removed is not reviewable on appeal or otherwise, except that an order remanding a case to the State court from which it was removed pursuant to section 1443 of this title shall be reviewable by appeal or otherwise.
- (e) If after removal the plaintiff seeks to join additional defendants whose joinder would destroy subject matter jurisdiction, the court may deny joinder, or permit joinder and remand the action to the State court.

Exhibit B

Exhibit

8

06-455-

JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

<p>I. (a) PLAINTIFFS STEVEN KREBS d/b/a Kreative Gardens Center</p> <p>(b) County of Residence of First Listed Plaintiff <u>Sussex</u> (EXCEPT IN U.S. PLAINTIFF CASES)</p> <p>(c) Attorney's (Firm Name, Address, and Telephone Number) <u>John E. Tarburton esq., 303 North Shipley Street, Seaford, Del 19973</u></p>		<p>DEFENDANTS Patricia A. Meyers</p> <p>County of Residence of First Listed Defendant <u>Sussex</u> (IN U.S. PLAINTIFF CASES ONLY)</p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.</p> <p>Attorneys (If Known)</p>																																
<p>II. BASIS OF JURISDICTION (Place an "X" in One Box Only)</p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)</p> <p><input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)</p>		<p>III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)</p> <table border="0"> <tr> <td>Citizen of This State</td> <td><input type="checkbox"/> PTF</td> <td><input type="checkbox"/> DEF</td> <td><input type="checkbox"/> PTF</td> <td><input type="checkbox"/> DEF</td> </tr> <tr> <td>Citizen of Another State</td> <td><input type="checkbox"/> 1</td> <td><input type="checkbox"/> 1</td> <td><input type="checkbox"/> 2</td> <td><input type="checkbox"/> 2</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 5</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td></td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 4</td> <td><input type="checkbox"/> 4</td> </tr> </table>		Citizen of This State	<input type="checkbox"/> PTF	<input type="checkbox"/> DEF	<input type="checkbox"/> PTF	<input type="checkbox"/> DEF	Citizen of Another State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	<input type="checkbox"/> 5	<input type="checkbox"/> 5		<input type="checkbox"/> 6	<input type="checkbox"/> 6	<input type="checkbox"/> 4	<input type="checkbox"/> 4											
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<p>IV. NATURE OF SUIT (Place an "X" in One Box Only)</p> <table border="0"> <tr> <td>CONTRACT</td> <td>TORTS</td> <td>FORFEITURE/PENALTY</td> <td>BANKRUPTCY</td> <td>OTHER STATUTES</td> </tr> <tr> <td> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. 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Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage </td> <td> <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other </td> <td> <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 </td> <td> <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/ Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes </td> </tr> <tr> <td>REAL PROPERTY</td> <td>CIVIL RIGHTS</td> <td>PRISONER PETITIONS</td> <td>PROPERTY RIGHTS</td> <td>SOCIAL SECURITY</td> </tr> <tr> <td> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property </td> <td> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights </td> <td> <input type="checkbox"/> 510 Motions to Vacate Sentence <i>Habeas Corpus:</i> <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition </td> <td> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. 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<p>V. ORIGIN (Place an "X" in One Box Only)</p> <p><input type="checkbox"/> 1 Original Proceeding <input checked="" type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court</p>		<p><input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify) <input type="checkbox"/> 6 Multidistrict Litigation</p>		<p>Appeal to District Judge from Magistrate Judgment</p>																														
<p>Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): <u>28 U.S.C. § 1443 - § 1446 - § 1331</u></p> <p>VI. CAUSE OF ACTION Brief description of cause:</p>																																		
<p>VII. REQUESTED IN COMPLAINT:</p>		<p><input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23</p>		<p>DEMAND \$ <u>00</u> CHECK YES only if demanded in complaint: JURY DEMAND: <input type="checkbox"/> Yes <input type="checkbox"/> No</p>																														
<p>VIII. RELATED CASE(S) IF ANY</p> <p>(See instructions): <u>State of Del. Court of CHANCERY</u></p>		<p>JUDGE <u>Hon. William B. Chandler</u></p>		<p>DOCKET NUMBER <u>1120-5</u></p>																														
DATE	SIGNATURE OF ATTORNEY OF RECORD <u>Dennis J. Smith, power of attorney for Patricia A. Meyers</u>																																	

FOR OFFICE USE ONLY

SIGNATURE OF ATTORNEY OF RECORD

Exhibit C

Exhibit C

CLERK U.S. DISTRICT COURT
DELAWARE
FILED
2006 JUL 27 AM 9:24

**In The United
States District Court
For The District of Delaware**

STEVEN KREBS d/b/a Kreative
Gardens Center

Plaintiff,

Civil Action No. 06 - 455

-Against-

PATRICIA A. MEYERS
Defendant.

2006 JUL 27 PM 11:11
REGISTERED, DELAWARE
REGISTER IN CHANCERY

**Racial Implication(s)
Please Take Legal**

28 U.S.C. Section 1446. **NOTICE** 28 U.S.C. Section 1443.

This is a viable / Active

"NOTICE OF REMOVAL"

Now, here come(s) PATRICIA A. MEYER(S) , Pro se of RR4, Box 103A, Frankford, Delaware 19945 - 9804, by and through her Power of Attorney / emissary / Dennis L. Smith, who is also Pro se and a witness with the lawful - support and Heretofore clarified Assistance of my power of Attorney,. Who has been wrongfully Heinously denied the most basic essential - elemental / Fundamental, Rudimentary - minimal - Mandated,

Exhibit D

Exhibit D

This Constitutional Notice of "Removal;"

Is based on the, Unconstitutional - Ground(s); of; the de facto
Court of Chancery's defunct; illicit

{01}. 28 U.S.C. Section 1443. Ms. Patricia Meyers, diligent
Power of Attorney, was wrongfully cast - out of continuing to protect Ms.
Patricia Meyers, best interest, solely / only due to the Color of his skin.,

Ms. Patricia Meyers cannot receive a fair State Court
Proceeding / Trial per se in the de facto court of Chancery of Del.,

{02}. 28 U.S.C. Section 1441(c).

{03}. 28 U.S.C. Section 1985(3).

{04}. 28 U.S.C. Section 1983.

Also; The "Gross - wrongful," Transgression(s), of the de facto /
de funct inferior Court of Chancery, are not legal in these United States
of America,. Also the proscribed continued, / still continuing; wrongful
Racial - Implication(s), against my dear - friend, and Legal Power of
Attorney,. Is not consistent with the fundamental(s), of Liberty &
"Justice,". And is patently violative,